

UNITED STATES BANKRUPTCY COURT
SOUTHERN DISTRICT OF NEW YORK

In re:)	
FAIRFIELD SENTRY LIMITED, et al.,)	Chapter 15 Case
Debtors in Foreign Proceedings.)	Case No: 10-13164 (SMB)
)	Jointly Administered
)	
FAIRFIELD SENTRY LTD. (IN LIQUIDATION), et al.,)	
)	
	Plaintiffs,)
-against-)	Adv. Pro. No. 10-03496
)	
THEODOOR GGC AMSTERDAM, et al.,)	Administratively
)	Consolidated
	Defendants.)
)	
FAIRFIELD SENTRY LTD. (IN LIQUIDATION), et al.,)	
)	
	Plaintiffs,)
-against-)	Adv. Pro. No. 10-03635
)	
ABN AMRO Schweiz AG, et al.,)	
)	
	Defendants.)
FAIRFIELD SENTRY LTD. (IN LIQUIDATION), et al.,)	
)	
	Plaintiffs,)
-against-)	Adv. Pro. No. 10-03636
)	
ABN AMRO Schweiz AG, et al.,)	
)	
	Defendants.)

STIPULATION AND CONSENT ORDER

WHEREAS, on October 18, 2016, the Court entered a Supplemental Case Management Order providing for the integrated briefing of a motion for leave to amend filed by plaintiffs and

motions to dismiss filed by defendants in the above-referenced actions [Docket No. 918] (the “Supplemental CMO”);

WHEREAS, on October 21, 2016, the Court entered a Second Supplemental Case Management Order amending the Supplemental CMO to modify the deadline for filing omnibus papers in individual adversary proceedings [Docket No. 920] (the “Second Supplemental CMO”);

WHEREAS, on January 26, 2017, defendant KBC Investments Limited (“KBC”) filed a supplemental Motion to Dismiss in Adv. Pro. Nos. 10-03635 [Dkt. No. 200] and 10-03636 [Dkt. No. 223] and in the Consolidated Action [Dkt. No. 1095] (“KBC’s Supplemental Motion to Dismiss”);

WHEREAS, on March 23, 2017, the Court entered a Third Supplemental Case Management Order amending the Second Supplemental CMO to modify the deadlines for filing omnibus papers and individual papers in the main administratively consolidated adversary proceeding and the individual adversary proceedings [Docket No. 1326] (the “Third Supplemental CMO”);

WHEREAS, on April 5, 2017, Plaintiffs filed their response to KBC’s Supplemental Motion to Dismiss in the Consolidated Action [Dkt. No. 1380]. On April 12, 2017, Plaintiffs filed their response to KBC’s Supplemental Motion to Dismiss in the Adversary Proceedings Nos. 10-03635 [Dkt. No. 285] and 10-03636 [Dkt. No. 314].

WHEREAS, on June 8, 2017, Plaintiffs and KBC submitted a [Proposed] Stipulation and Consent Order extending KBC’s deadline to file its individual reply in further support of KBC’s Supplemental Motion to Dismiss to June 23, 2017, which on June 8, 2017 was so ordered by the Court [Dkt. No. 339].

WHEREAS, Plaintiffs and KBC have conferred regarding a further extension of KBC's deadline to file its individual reply in further support of KBC's Supplemental Motion to Dismiss in the Third Supplemental CMO, to facilitate discussions between the parties.

IT IS HEREBY STIPULATED AND AGREED, by and between Plaintiffs, on the one hand, and KBC, on the other, as follows:

1. The time for KBC to file its Individual Reply Brief in further support of KBC's Supplemental Motion to Dismiss in the main administratively consolidated adversary proceeding and in Adversary Proceedings Nos. 10-03635 and 10-03636 is adjourned until **June 30, 2017**.
2. This stipulation is without prejudice to any rights, claims or defenses of the parties and the parties do not waive, and expressly reserve, all other rights, claims, and defenses.

Dated: New York, New York
June 21, 2017

<p><u>/s/ David J. Molton</u> BROWN RUDNICK LLP David J. Molton May Orenstein Daniel J. Saval Marek P. Krzyzowski Seven Times Square New York, NY 10026 Telephone: (212) 209-4800 dmolton@brownrudnick.com</p> <p><i>Attorneys for Plaintiffs</i></p>	<p><u>/s/ Andrew P. Propps</u> SIDLEY AUSTIN LLP Alan M. Unger Andrew P. Propps 787 Seventh Avenue New York, New York 10019 Telephone: (212) 839-5300 Facsimile: (212) 839-5599 aunger@sidley.com apropps@sidley.com</p> <p><i>Attorneys for KBC Investment Limited</i></p>
---	---

IT IS SO ORDERED.

Dated: June 22, 2017
New York, NY

/s/ STUART M. BERNSTEIN
Hon. Stuart M. Bernstein
United States Bankruptcy Judge